

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... APR 20 1979
Returned to applicant for correction..... OCT 25 1979
Corrected application filed.....
Map filed..... DEC 3 1979

The applicant..... Joe Sustacha, Jr. & Son c/o Boyack Surveying, Inc.
515 South 5th St., of..... Elko
Street and No. or P.O. Box No. City or Town
Nevada 89801
State and Zip Code No., hereby make.... application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Mud Springs
Name of stream, lake or other source.
2. The amount of water applied for is..... 0.05second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... stockwater
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated).....
(b) Stockwater (state number and kinds of animals to be watered)..... 1000 cattle
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, T35N,
R56E, MDM at a point from which the NW corner of said section 35
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears N 35° 37' 56" W 1219.68 feet.
it should be stated.
6. Place of use..... W $\frac{1}{2}$ W $\frac{1}{2}$ Section 35, T35N, R56E, MDM Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section
Describe by legal subdivision, if on unsurveyed land it should be so stated.
2, T34N, R56E, MDM
7. Use will begin about..... January 1and end about..... December 31, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.)..... Develop spring, pipeline and troughs
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
.....
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9. Estimated cost of works.....\$2,000.....
10. Estimated time required to construct works.....3 yrs.....
11. Estimated time required to complete the application to beneficial use.....5 yrs.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Waters to be co-mingled with the waters of Application No.
32164

Applicant Joe Sustacha, Jr. & Son.....

By s/ Alan S. Boyack
Alan S. Boyack
515 South 5th St.
Elko, Nevada 89801

Compared 1p/ga.....

DENIAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ^{deny}~~grant~~ the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that the source requested for appropriation is fully appropriated and that its approval would conflict with existing decreed water rights and would threaten to prove detrimental to the public interest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....
Recorded.....Bk.....Page.....
County Recorder

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 7th day of September

A.D. 19 99
[Signature]
State Engineer